

Docket No.: 4265-0101PUS1

(PATENT)

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Hiroko YANAGA

Application No.: 10/552,000

Confirmation No.: 6374

Filed: October 4, 2005

Art Unit: 1657

For: METHOD OF PRODUCING

CHONDROCYTES FOR TRANSPLANTATION

Examiner: T. M. Gough

## PETITION UNDER 37 C.F.R § 1.84(A)(2) TO ACCEPT COLOR DRAWINGS AND/OR PHOTOGRAPHS

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicant hereby petitions that color drawings under 37 C.F.R. § 1.84(a)(2) be accepted in the above-identified application.

Color drawings are necessary as they are the only practical medium by which the subject matter of the present application can be disclosed. Three (3) sets of color drawings are provided, and are believed to be of sufficient quality that all details will be reproducible in black and white in the printed patent.

It is noted that black and white photocopies of any color drawing or photograph are no longer required under 37 C.F.R. § 1.84(a)(2)(iii) as of October 1, 2001.

11/12/2008 SZEWDIFI 00000074 022448 10552000

U2 FC:1464 130.00 DA

Application No.: 10/552,000 Docket No.: 4265-0101PUS1

#### Amendment to the Specification

A Preliminary Amendment is being submitted concurrently herewith, providing reference to the color drawings in the first paragraph of the brief description of the drawings.

The required fee under 37 C.F.R. § 1.17(h) is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Dated: November 10, 2008

Respectfully submitted,

Gerald M. Murphy, Jr.

Attorney for Amiliant

Attachment(s)

PTO/SB/17p (10-08)
Approved for use through 11/302008. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no person are required to

# NOV 1 0 2008

### **PETITION FEE** Under 37 CFR 1.17(f), (g) & (h) **TRANSMITTAL**

(Fees are subject to annual revision)

Send completed form to: Commissioner for Patents P.O. Box 1450, Alexandria, VA 22313-1450

to respond to a collection of information unless it displays a valid OMB control number		
Application Number	10/552,000-Conf. #6374	
Filing Date	October 4, 2005	
First Named Inventor	Hiroko YANAGA	
Art Unit	1657	
Examiner Name	T. M. Gough	
Attorney Docket Number	4265-0101PUS1	

(g), or (h)). Payment of \$ 130.00   is enclosed. This form should be included with the above-mentioned petition and faxed or mailed to the Office using the appropriate Mail Stop (e.g., Mail Stop Petition), if applicable. For transmittal of processing fees under 37 CFR 1.17(i), see form PTO/SB/17i.    Payment of Fees (small entity amounts are NOT available for the petition fees).	Enclosed is a petition filed under 37 CFR 1.84 th	at requires a processing fee (37 CFR 1.17(f),		
(e.g., Mail Stop Petition), if applicable. For transmitlal of processing fees under 37 CFR 1.17(i), see form PTO/SB/17.  Payment of Fees (small entity amounts are NOT available for the petition fees).  X The Commissioner is hereby authorized to charge the following fees to Deposit Account No	(g), or (h)). Payment of \$ 130.00 is enclosed.			
The Commissioner is hereby authorized to charge the following fees to Deposit Account No. 02-2448 :    X   petition fee under 37 CFR 1.17(f), (g) or (h)   X   any deficiency of fees and credit of any overpayments     Check in the amount of \$   is enclosed.     Payment by credit card (Form PTO-2038 or equivalent enclosed). Do not provide credit card information on this form.    Petition Fees under 37 CFR 1.17(f): Fee \$400   Fee Code 1462     For petitions filed under   \$1.36(a) - for revocation of a power of attomey by fewer than all applicants   \$1.53(e) - for accordance in filing date.   \$1.57(a) - to accord a filing date to a application under \$1.740 for extension of a patent term.	This form should be included with the above-mentioned petition and faxed or mailed to the Office using the appropriate Mail Stop			
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